

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE *LFW*

In re Application of
DEAV2003/0072 US NP

Application No.: 10/779,439

Filed: February 13, 2004

Title: Nitrogen-Substituted
Hexahydropyrazino[1,2-a]Pyrimidine-
4,7-Dione Derivatives, Processes For
Their Preparation and The Use As
Medicaments

Examiner:

Art Unit: 1615

I hereby certify that this correspondence is being
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Date of Deposit

Brian Pritchett *Brian Pritchett*
Signature

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. 1.56, 1.97 AND 1.98

Commissioner for Patents
P. O. Box 1450
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Applicants submit herewith patents, publications, and other information of which they are aware, which they believe may be material, as defined in 37 C.F.R. 1.56(b), to the examination of this application and in respect of which there may be a duty to disclose in accordance with 37 C.F.R. 1.56(a). While the information referred to in this Information Disclosure Statement may be material pursuant to 37 C.F.R. 1.56(b), the filing of this Information Disclosure Statement is not intended to, pursuant to 37 C.F.R. 1.97(h), constitute an admission that any patent, publication or other information referred to is, or is considered to be, material to the patentability of this invention. Pursuant to 37 C.F.R. 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information exists.

(a) This Information Disclosure Statement is filed within the period set forth in §1.97(b) because it accompanies the new patent application submitted herewith, is filed within three months of the filing date of a national application or within three months of the date of entry of the national stage as set forth in §1.491 in an international application, or is believed to be filed before the mailing date of a first Office Action on the merits, whichever event occurs last. However, in the event that the first office action has been mailed, the Commissioner is authorized to charge any fees under 37 C.F.R. 1.17(p) or credit any overpayment to Account No. 18-1982.

(b) This Information Disclosure Statement is filed after the period set forth in 37 C.F.R. 1.97(b), but is believed to be filed before the mailing date of a final action under §1.113 or a notice of allowance under §1.311, whichever occurs first.

(1) The undersigned attorney certifies that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement;

(2) The undersigned attorney certifies that no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned attorney after making reasonable inquiry, was known to any individual designated in §1.56(c) more than three months prior to the filing of this statement; or

(3) This Information Disclosure Statement is accompanied by a transmittal letter in which payment of the fee set forth in §1.17(p) and required by 37 C.F.R. 1.97(c) is authorized.

Respectfully submitted,


Barbara E. Kurys, Reg. No. 34,650
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Substitute for form 1449A/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number	10/779,439
Filing Date	02-13-2004
First Named Inventor	FLOHR, et. al.
Group Art Unit	1615
Examiner Name	Not Yet Assigned
Attorney Docket Number	DEVA/2003/0072 - US - NP

A circular stamp with the text "OPIE" at the top, "14054" in the center, and "SEP 12 2005" at the bottom. The stamp is surrounded by the words "PATENT & TRADEMARK OFFICE" in a circular pattern.

U.S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

Examiner Signature	/Paul Ward/ (02/19/2009)	Date Considered
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***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached *Kind of U.S. Patent Documents*. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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<p>Substitute for form 1449B/PTO</p> <h2>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</h2> <p>(use as many sheets as necessary)</p>				<p>Complete If Known</p> <table border="1"> <tr> <td>Application Number</td> <td>10/779,439</td> </tr> <tr> <td>Filing Date</td> <td>02-13-2004</td> </tr> <tr> <td>First Named Inventor</td> <td>FLOHR, et. al.</td> </tr> <tr> <td>Group Art Unit</td> <td>1615</td> </tr> <tr> <td>Examiner Name</td> <td>Not Yet Assigned</td> </tr> <tr> <td>Attorney Docket Number</td> <td>DEAV2003/0072 - US - NP</td> </tr> </table>		Application Number	10/779,439	Filing Date	02-13-2004	First Named Inventor	FLOHR, et. al.	Group Art Unit	1615	Examiner Name	Not Yet Assigned	Attorney Docket Number	DEAV2003/0072 - US - NP
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Sheet	2	of	2														

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Signature	/Paul Ward/ (02/19/2009)	Date Considered	
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